



35

HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 4762/2007

Petitioners

1. Nohru Ram Janghel, aged 37 years
s/o Shri Goverdhan Ram, Assistant
Teacher, Primery School, Takapas
Kala, District-Rajnandgaon(CG)
2. Raghu Nath Prasad Sinha, aged 37
years S/o Shri Babu Lal Sinha,
Assistant Teacher, Primery School,
Dilippur District Rajnandgaon(CG)
3. Udai Ram Verma, aged 48 years s/o
Shri Roop Singh Verma, Assistant
Teacher, Primery School,
Chandgadhi, District Rajnandgaon
(CG)
4. Madhao Ram Kanwar, aged 43
years, s/o Shri Madan Lal,
Assistant Teacher, Primery School,
Achanakpur, District- Rajnandgaon
(CG)
5. Durga Singh Thakur aged 52 years
s/o Shri Derha Ram, Assistant
Teacher, Primery School, Baiga
Tola, District Rajnandgaon(CG)
6. Bhagirathi Verma, aged 42 years,
S/o Shir Chaitu Ram Verma,
Assistant Teacher, Primery School,
Karam Tara, District, Rajnandgaon
(CG)
7. Domodar Prasad Chhatri, aged 40
years, s/o Shri Buddhu Ram
Assistant Teacher, Primery School,
Shergarh, District Rajnandgaon(CG)

Versus

RESPONDENTS

- 1 The State Government of
Chhattisgarh, through the
Secretary, Education & Tribal
Department, DKS Bhavan,
Raipur(CG)
2. The District Education Officer,
Rajnandgaon(CG)

**WRIT PETITION UNDER ARTICLE 226 OF THE
CONSTITUTION OF INDIA**

36

2
W.P.(S) No. 4762/2007

Appearance:

Shri Ajay Shrivastava, counsel for the petitioners.

Shri Yashwant Singh, Government Advocate for the State on advance copy.

ORAL ORDER
(20.8.2007)

Sunil Kumar Sinha, J.

Heard on admission.

Learned counsel for the petitioners submits that the petitioners have passed B.Ed. examination on their own expenses, therefore, they are entitled to receive two advance increments according to circulars dated 24.12.1998 and 01.03.1999. He also submits that in many identical matters, the petitions have been allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another (2006 (II) MPJR-CG 96)**. He submits that the case of the petitioners is squarely covered by the said judgment.

This legal position is not disputed by learned counsel for the State. However, he submits that the order may be passed in terms of the said judgment, but it shall be subjected to verification regarding petitioners' such qualification.

Accordingly, this writ petition is allowed in terms of the order passed in case of *Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another (supra)* subject to verification of the facts as to whether the petitioners had acquired B.Ed. Examination Certificate on their own expenses as per circulars dated 24.12.1998 and 01.03.1999 and further whether they have been paid two advance increments or not.

The petition stands finally disposed of. No order as to costs.

Sd/-
Sunil Kumar Sinha
Judge